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May 15, 2025

VIA ECF

Honorable Lorna G. Schofield
Thurgood Marshall
United States Courthouse
Southern District of New York
40 Foley Square
New York, New York 10007

Re: Mazzaccone v. The Bolivarian Republic of Venezuela
Civil Case No. 24-cv-09114-LGS

Your Honor:

We represent Plaintiff in the above-captioned matter. We write pursuant to Your Honor's January 16, 2025 Order directing Plaintiff to file a status letter regarding the status of service of the summons and complaint in this action upon the defendant, The Bolivarian Republic of Venezuela ("the Republic") (D.E. 7.)

As a reminder, Plaintiff filed the complaint in this action on November 27, 2024 against the Republic, a foreign sovereign who can only be served pursuant to the methods set forth in 28 U.S.C. § 1608(a). As explained in Plaintiff's January 15, 2025, February 14, 2025, March 17, 2025 and April 15, 2025 letters, the only viable statutory method of service on the Republic is through diplomatic channels through the United States Department of State, pursuant to Section 1608(a)(4) of the FSIA. (D.E. 6, 9-10 and 12.) On February 10, 2025, the Clerk of the Court for the Southern District of New York transmitted service materials to the State Department pursuant to the Clerk's Office Foreign Mailing Instructions regarding Procedures for Service Pursuant to 28 U.S.C. § 1608(a)(4). (D.E. 8.)

Since Plaintiff's April 15, 2025 letter, the State Department's Office of the Legal Advisor, which is responsible for administering service through diplomatic channels, has

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effectuated service upon the Republic on April 16, 2025 pursuant to Section 1608(a)(4). (D.E. 14.) Pursuant to the FSIA, the Republic is afforded sixty days to respond to Plaintiff's Complaint after service. *See* 28 U.S.C. 1608(d). As of the date of this filing, we have not been contacted by any representative of the Republic in connection with this matter. We will of course apprise the Court of any material developments regarding service of process in the meantime.

We thank the Court for its consideration and would be happy to answer any questions regarding the foregoing.

Respectfully submitted,

By: 
Anthony J. Costantini

AJC